



W.P.(MD)No.652 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.01.2025

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

and

THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE

W.P.(MD)No.652 of 2025

and

W.M.P.(MD)No.437 of 2025

1.Chinnaiya

2.Kannadasan

3.Sevugan

4.Chockalingam

: Petitioners

Vs.

1.The District Collector,
Office of Collectorate,
Sivagangai District.

2.The Revenue Divisional Officer,
Devakottai,
Sivagangai District.



W.P.(MD)No.652 of 2025

3.The Tahsildar,
Thirupathur Taluk,
Sivagangai District.

4.The Superintendent of Police,
Sivagangai District.

5.The Inspector of Police,
Nerkuppai Police Station,
Tirupathur Taluk,
Sivagangai District.

6.N.Singaram : Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying for a Writ of Mandamus, directing the respondents 1 to 5 to forbear the sixth respondent from conducting the Melatheru Jallikattu Ceremony unilaterally which has been scheduled on 15.01.2025 and other religious ceremonies, till the disposal of the pending suits, based on petitioner's representation dated 28.12.2024.

For Petitioner : Mr.S.Ramanathan

For Respondents 1 to 3 : Mr.S.R.A.Ramachandran

Additional Government Pleader



WEB COPY



W.P.(MD)No.652 of 2025

For Respondents 4 & 5 : Mr.P.Kottaisamy,
Government Advocate [Crl. Side]

ORDER

[Order of the Court was made by **M.S.RAMESH, J.**]

By consent of both sides, the writ petition itself is taken up for final disposal at the stage of admission itself.

2.This writ petition has been filed for a Mandamus to direct the respondents 1 to 5 to forbear the sixth respondent from conducting the Melatheru Jallikattu Ceremony unilaterally which has been scheduled on 15.01.2025 and other religious ceremonies, till the disposal of the pending suits, based on petitioner's representation dated 28.12.2024.

3.Since this Court is directing the respondents 1 to 5 to consider the petitioner's representation, after giving due opportunity to the private respondent herein, notice to the private respondent is hereby dispensed with.



W.P.(MD)No.652 of 2025

WEB COPY

4.The petitioner herein had given a representation to the official respondents on 28.12.2024, in this regard. Since the said representation was not considered, the present writ petition has been filed.

5.It is needless to point out that whenever a representation of this nature is made to a Statutory Authority, there is a duty cast upon him to consider the same on its own merits and pass appropriate orders in one way or other, instead of keeping the same pending indefinitely. As such, non-consideration of the representation by the Statutory Authority would amount to dereliction of duty and hence, this Court will be justified in invoking its extraordinary powers under Article 226 of the Constitution of the India and direct them to consider the same within a stipulated time.

6.In the light of the above observations, there shall be a direction to the respondents 1 to 5 to consider the petitioner's representation dated 28.12.2024, on its own merits and pass appropriate orders in accordance with law, after giving due opportunity to the



W.P.(MD)No.652 of 2025

petitioner herein and the sixth respondent, as well as all other persons, who may be interested in the subject property, within a period of three [3] days from the date of receipt of a copy of this order. It is made clear that this Court has not expressed any of its views with regard to the merits of the matter and that it is open to the concerned respondents to consider the same on its own merits.

7. With the above direction, this Writ Petition stands disposed of. There shall be no order as to costs. Consequently, the connected miscellaneous petition is closed.

[M.S.R.,J.] & [A.D.M.C.,J.]

09.01.2025

Neutral Citation : Yes/No

Index : Yes/No

Internet : Yes/No

MR



WEB COPY



W.P.(MD)No.652 of 2025

To

- 1.The District Collector,
Office of Collectorate,
Sivagangai District.
- 2.The Revenue Divisional Officer,
Devakottai,
Sivagangai District.
- 3.The Tahsildar,
Thirupathur Taluk,
Sivagangai District.
- 4.The Superintendent of Police,
Sivagangai District.
- 5.The Inspector of Police,
Nerkuppai Police Station,
Tirupathur Taluk,
Sivagangai District.



WEB COPY



W.P.(MD)No.652 of 2025

M.S.RAMESH, J.

and

A.D.MARIA CLETE, J.

MR

ORDER MADE IN

W.P.(MD)No.652 of 2025

09.01.2025